## IN THE UNITED STATES BANKRUPTCY COURT FOR THE

NORTHERN DISTRICT OF OKLAHOMA - TULSA DIVISION 99 MAY 12 PM 3: 31

IN RE: DAVID KEVIN THOMPSON and

CASE NO. 99-00216-M

CHRISTY LYNN THOMPSON,

CHAPTER 7

DEBTORS.

AMERICAN EXPRESS TRAVEL RELATED

SERVICES COMPANY, INC.,

ADV. NO. 99-0075-M

PLAINTIFF,

٧.

D. KEVIN THOMPSON a/k/a
DAVID KEVIN THOMPSON and
CHRISTY LYNN THOMPSON,

DEFENDANTS.

## STIPULATED JUDGMENT AND REQUEST FOR COURT APPROVAL

Plaintiff, American Express Travel Related Services Company, Inc. and Defendants/Debtors, D. Kevin Thompson and Christy Lynn Thompson, hereby stipulate as follows:

1. The sum of \$1,888.81, plus interest at the rate of 10% per annum ("judgment amount"), representing the balance owed to Plaintiff by the Defendants with respect to credit card account number 3739-508969-81003, is hereby determined to be non-dischargeable pursuant to 11 U.S.C. \$523(a)(2)(A). Plaintiff is hereby awarded a non-dischargeable final judgment against the Defendants in the amount of \$1,888.81 plus interest at the rate of 10% per annum until paid.

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- 2. The Defendants may satisfy their obligation under this Stipulation by abiding by the following repayment schedule. The repayment schedule will consist of 18 consecutive payments of \$100.00, followed by one payment of \$88.81 for a total of \$1,888.81. The first payment of \$100.00 is due on or before June 1, 1999. The following payments will be due each consecutive month by or on the 1st of each month.
- 3. The payments shall be made payable to American Express Travel Related Services Company, Inc. and mailed directly to Plaintiff c/o BECKET & LEE LLP, P.O. Box 3001, Malvern, PA 19355, or at such other address as Plaintiff may provide to the Defendants in writing. Account number 3739-508969-81003 shall appear on each payment.
- 4. If the Defendants should fall one or more months in arrears with regard to the above mentioned repayment schedule, the Plaintiff shall be allowed to pursue the Defendants for the full judgment amount of \$1,888.81, plus all accrued interest together with attorney fees and court costs, less credit for all amounts received hereunder.
- 5. Any payments becoming due after the Defendants have defaulted on any monthly payment or after the Defendants have furnished insufficient funds to Plaintiff, shall thereafter be made in the form of money order or certified funds.
- 6. The Defendants hereby authorize the Plaintiff to contact the Defendants regarding payment of the settlement balance or lesser amount hereunder.

7. The Plaintiff remains entitled to distribution from the bankruptcy estate.

WHEREFORE, the parties pray this Honorable Court for an Order approving the instant stipulation and closing the adversary matter.

DATE:

5-11-99

Scott P. Kirtley, Esquire

Oklahoma State Bar No. 11388

RIGGS, ABNEY, NEAL, TURPEN,

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Counsel for Plaintiff

DATE:

5-11-99

D. Kevin Thompson

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Collinsville, OK 74021

Defendant

DATE:

5-11-99

Moty Junn Thompson
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Defendant